



FAIR POLITICAL PRACTICES COMMISSION

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July 22, 2009

The Honorable Alan S. Lowenthal
Alan Lowenthal for State Senate (1272281)
2809 East First Street
Long Beach, CA 90803

Re: Warning Letter
FPPC Case No. 090439; Alan Lowenthal

Period covered in the audit: January 1, 2004 through December 31, 2008

Dear Senator Lowenthal:

The Fair Political Practices Commission (the Commission) enforces the provisions of the Political Reform Act¹. The results of a Franchise Tax Board audit, mandated by the California Government Code, were referred to this agency. A copy of that audit report is enclosed for your information.

You will note that the report indicates that contributions received from California Credit Union League and LWU Local 13 (a small contributor committee) exceeded the contribution limit, a violation of Sections 85301 and 85302.

Please be advised that Sections 85301 and 85302 limit the amount of contributions per election that a candidate may accept from "persons" and from "small contributor committees." Section 83124 provides for a biennial adjustment of the limit amounts. The limits, as adjusted for the 2007/2008 election cycle were \$3,600 and \$7,200, respectively.

We have determined that enforcement action is not warranted at this time. The information in this matter will be retained and considered should action become necessary based on future conduct. Failure to comply with the provisions of the Act in the future may result in an enforcement action against you, including monetary penalties of up to \$5,000 for each violation.

¹ The Political Reform Act is contained in Government Code Sections 81000 through 91014. All statutory references are to the Government Code, unless otherwise indicated. The regulations of the Fair Political Practices Commission are contained in Sections 18110 through 18997 of Title 2 of the California Code of Regulations. All regulatory references are to Title 2, Division 6 of the California Code of Regulations, unless otherwise indicated.

The Commission publishes forms and manuals to facilitate compliance with the provisions of the Act. If you need forms or a manual, or guidance regarding your obligations, please call the Commission's Technical Assistance Division at 1-866-275-3772. Please also visit our website at www.fppc.ca.gov.

If you have any disagreement with the findings in the audit report or any questions concerning your reporting requirements, please notify this office in writing within 30 days of receipt of this letter.

Sincerely,

A handwritten signature in cursive script that reads "Sue Straine".

Sue Straine
Chief Investigator
Enforcement Division

Enclosure